

THOMAS E. FRANKOVICH (State Bar No. 074414)
 THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION
 4328 Redwood Hwy., Suite 300
 San Rafael, CA 94903
 Telephone: 415/674-8600
 Facsimile: 415/674-9900

Attorneys for Plaintiffs
 CRAIG YATES
 and DISABILITY RIGHTS
 ENFORCEMENT, EDUCATION,
 SERVICES: HELPING YOU
 HELP OTHERS

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CRAIG YATES, an individual; and
 DISABILITY RIGHTS, ENFORCEMENT,
 EDUCATION, SERVICES:HELPING
 YOU HELP OTHERS, a California public
 benefit corporation,

Plaintiffs,

v.

I CAFÉ, TSO HIN FONG; and GEORGE
 K. SHAMIEH and KATHRYN SHAMIEH
 CO-TRUSTEES of THE FAMILY TRUST
 DATED 01/15/1994,

Defendants.

CASE NO. CV-09-1448-MEJ

**STIPULATION AND ORDER
 EXTENDING TIME FOR DEFENDANT
 TSO HIN FONG
 TO RESPOND TO COMPLAINT**

Plaintiffs CRAIG YATES, an individual and DISABILITY RIGHTS, ENFORCEMENT,
 EDUCATION, SERVICES: HELPING YOU HELP OTHERS (“DREES”), and Defendant TSO
 HIN FONG, by and through their respective counsel, respectfully request and make the
 following stipulation:

1. Whereas, defendant TSO HIN FONG was personally served with the summons
 and complaint on May 5, 2009, an answer to the complaint is due on May 26, 2009;

**STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT
 TSO HIN FONG
 TO RESPOND TO COMPLAINT**

CV-09-1448-MEJ

1 ///

2 2. Whereas, defendant TSO HIN FONG requested a 30-day extension to respond to
3 plaintiffs' complaint; and

4 3. Whereas, the parties are currently in negotiation to settle the above-referenced
5 case, and wish to reduce fees, costs and litigation expenses in so doing. The parties need
6 additional time to negotiate the terms; and

7 4. Whereas, the parties believe it would be in the interests of efficiency and
8 economy
9 to extend the deadline for defendant TSO HIN FONG to respond to the complaint, and to allow
10 time to negotiate an agreement; and

11 5. Whereas, defendant's further stipulates that defendant will comply with any and
12 all due dates dictated by the Federal Rules of Civil Procedure, the Local Rules of Court, and/or
13 any scheduling order issued by this court prior to the date on which defendant's responsive
14 pleading is due; and

15 6. Whereas, plaintiffs' have agreed to grant a 30-day extension of time for the
16 defendant TSO HIN FONG to respond to the complaint.

17 **IT IS STIPULATED:**

18 That the last day for Defendant TSO HIN FONG, to respond to the complaint shall be
19 extended up to and including June 25, 2009.

20 Respectfully submitted,

21
22 DATED: May 20, 2009

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

23
24
25 By: _____/S/
26 Thomas E. Frankovich
27 Attorneys for Plaintiffs CRAIG YATES and
28 DISABILITY RIGHTS ENFORCEMENT,
EDUCATION SERVICES: HELPING YOU HELP
OTHERS

**STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT
TSO HIN FONG
TO RESPOND TO COMPLAINT**

1 ///

2 ///

3 ///

4 DATED: _____, 2009

RAMI S. SHAMIEH,
Shamiyeh & Shamieh Attorneys at Law

By: _____
Attorneys for Defendant TSO HIN FONG

9 **ORDER**

11 IT IS HEREBY ORDERED that Defendant TSO HIN FONG is granted an extension of
12 time to and including June 25, 2009, to answer or otherwise respond to plaintiffs' complaint.

14 DATED: May 26, 2009

HON. MARIA ELENA JAMES
United States Magistrate Judge

28 **STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT
TSO HIN FONG
TO RESPOND TO COMPLAINT**